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[Additional counsel appear on signature page]

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

MATTHEW PHILLIBEN, individually and on  
behalf of all others similarly situated; and BYRON  
MCKNIGHT, individually and on behalf of all  
others similarly situated,

Plaintiffs,

v.

UBER TECHNOLOGIES, INC., a Delaware  
Corporation, and RASIER, LLC, a Delaware  
Limited Liability Company,

Defendants.

Case No. 4:14-cv-05615-JST

JULIAN MENA, TODD SCHREIBER, NATE  
COOLIDGE, and ERNESTO MEJIA, individually  
and on behalf of all others similarly situated,

Plaintiffs,

v.

UBER TECHNOLOGIES, INC., a Delaware  
Corporation,

Defendants.

Case No. 3:15-cv-00064-JST

**JOINT STIPULATION AND ~~PROPOSED~~  
ORDER CONSOLIDATING CASES FOR  
ALL PURPOSES AND PERMITTING  
FILING OF CONSOLIDATED  
COMPLAINT**

Hon. Jon S. Tigar, Presiding

1 This Stipulation is entered into by and among plaintiffs Matthew Philliben, Julian Mena, Todd  
2 Schreiber, Nate Coolidge, Ernesto Mejia, and Byron McKnight (collectively, “Plaintiffs”), and  
3 defendants Uber Technologies, Inc. and Rasier, LLC (collectively, “Defendants”) by and through their  
4 respective counsel;

5 WHEREAS, the *Philliben* complaint was filed on December 23, 2014;

6 WHEREAS, the *Mena* complaint was filed on January 6, 2015;

7 WHEREAS, counsel for Defendants has duly accepted service of the Summonses and  
8 Complaints;

9 WHEREAS, on March 20, 2015, Defendants filed a Motion to Stay Proceedings Pending  
10 Arbitration in *Philliben*;

11 WHEREAS, on May 4, 2015, Defendants filed a Motion to Stay Proceedings Pending  
12 Arbitration in *Mena*;

13 WHEREAS, on December 14, 2015, the Court in *Philliben* vacated the hearing on Defendants’  
14 Motion to Stay Proceedings Pending Arbitration and ordered that discovery remain stayed;

15 WHEREAS, on December 14, 2015, the Court in *Mena* vacated the hearing on Defendants’  
16 Motion to Stay Proceedings Pending Arbitration and ordered that discovery remain stayed;

17 WHEREAS, counsel of the parties have reached a settlement in principle in this matter and are  
18 drafting a Stipulation of Settlement, with the goal of filing said Stipulation along with a motion for  
19 preliminary approval in January 2016;

20 WHEREAS, counsel for the parties have conferred, and the parties are in agreement that the  
21 *Mena* action should be consolidated with the *Philliben* action for all purposes because the cases  
22 involve similar complaints and common questions of law or fact, and because consolidation would  
23 advance the interests of judicial economy; and

24 WHEREAS, the parties seek to agree upon a schedule for the filing of a consolidated  
25 complaint.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for Plaintiffs and Defendants, that:

1. The following actions are related cases within the meaning of Local Civil Rule 3-12(a):

a. *Matthew Philliben, et al. v. Uber Technologies, Inc., et al.*, Case No. 3:14-cv-

05615-JST; and

b. *Julian Mena, et al. v. Uber Technologies, Inc., et al.*, Case No. 3:15-cv-00064-JST.

2. Pursuant to Federal Rule of Civil Procedure 42(a), the above-captioned actions are hereby consolidated for all purposes into one action.

3. These actions shall be referred to herein as the “Consolidated Actions.” The Master Docket and Master File for the Consolidated Actions shall be Civil Action No. 3:14-cv-05615-JST.

4. Every pleading in this Consolidated Action shall bear the following caption:

MATTHEW PHILLIBEN, JULIAN MENA,  
TODD SCHREIBER, NATE COOLIDGE,  
ERNESTO MEJIA, and BYRON McKnight,  
individually and on behalf of all others similarly  
situated,

Plaintiffs,

v.

UBER TECHNOLOGIES, INC., a Delaware  
Corporation, and RASIER, LLC, a Delaware  
Limited Liability Company,

Defendants.

Case No. 4:14-cv-05615-JST

Honorable Jon S. Tigar, Presiding

All orders, pleadings, motions and other documents shall, when filed and docketed in the Master file, be deemed filed and docketed in each individual case to the extent applicable.

5. All subsequently-filed class or individual actions against the Defendants alleging the same or similar claims as alleged in the complaints in these actions shall be consolidated under the case *Matthew Philliben, et al. v. Uber Technologies, Inc., et al.*, Case No. 4:14-cv-05615-JST.

6. The Plaintiffs shall file a Consolidated Complaint within three (3) business days from the issuance of this Order.

1           7.       The deadline for Defendants' responsive pleading to the Consolidated Complaint is  
2 stayed pending the Court's determination of the upcoming motion for preliminary approval of the  
3 class settlement.

4           This Stipulation is without prejudice to any other rights that any party may have.

5 DATED: December 31, 2015

Respectfully submitted,

**AHDOOT & WOLFSON, PC**

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28 *Attorneys for Plaintiffs,*  
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DATED: December 30, 2015

Respectfully submitted,


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Uber Technologies, Inc. and Rasier, LLC

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: January 4, 2016

  
Honorable Jon S. Tigar  
United States District Judge

**CERTIFICATION PER GENERAL ORDER NO. 45, § X-B**

Pursuant to General Order No. 45, § X-B, I, Robert Ahdoot, hereby certify that on December 30, 2015, Andra B. Greene authorized me to submit this Joint Stipulation And [Proposed] Order Consolidating Cases For All Purposes And Permitting Filing Of Consolidated Complaint.

Dated: December 31, 2015

/s/ Robert Ahdoot  
Robert Ahdoot